## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

NATIONAL FAIR HOUSING ALLIANCE; FAIR HOUSING JUSTICE CENTER, INC.; HOUSING OPPORTUNITIES PROJECT FOR EXCELLENCE, INC.; FAIR HOUSING COUNCIL OF GREATER SAN ANTONIO,

Plaintiffs,

V.

FACEBOOK, INC.,

Defendant.

No: 18 Civ. 2689 (JGK)

## STIPULATION AND ORDER FOR DISMISSAL

WHEREAS, Plaintiffs and Defendant, through their undersigned counsel, stipulate and agree as follows:

- 1. This action is dismissed without costs and without prejudice to restoring the action to the Court's calendar, provided the motion to restore the action is made within forty-five (45) days of the date of this Order.
- 2. If the parties do not move to reopen the action within forty-five (45) days of the date of this Order, the action will be dismissed with prejudice.
- 3. Any application by Plaintiffs to restore the case to the Court's calendar is limited to the following purposes to:
  - a) Transfer the case to the Northern District of California; or
  - b) Restore the case to the Southern District of New York calendar for further proceedings because the parties have not resolved the underlying claims.
  - 4. All pending motions are closed and all court dates are cancelled.

## EMERY CELLI BRINCKERHOFF & ABADY LLP

## MUNGER, TOLLES & OLSON LLP

| By: _ | /s/  | By:                                | /s/  |
|-------|--|------------------------------------|--|
| -     | Diane L. Houk                                      | •                                  | Rosemarie T. Ring                          |
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|       |  |                                    |  |
|       |  |                                    |  |
| SO C  | ORDERED:   |                                    |  |
| Date  | d: February _, 2019                                |                                    |  |
|       |  | HON. JOHN G. KOELTL                |  |
|       |  | United States District Court Judge |  |